

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

A.P.I.E.S – Sri D.Prakash Rao, Junior Lecturer (English), Government Junior College, Choppadandi, Karimnagar District – Appeal against punishment of reduction of pay by four stages as per Rule 9 (vii) of the A.P.C.S (CCA) Rules, 1991 – Allowed – Orders – Issued.

HIGHER EDUCATION (IE-I-1) DEPARTMENT

G.O.Rt.No.

Dated 22nd August, 2011

Read
the following: -

- 1 Commissioner of Intermediate Education, A.P., Hyderabad,
. Proceedings Rc.No.Ser-II/A-1/1345/2004, dated 31-08-2006.
- 2 Appeal dated 03-05-2011 filed by Sri D.Prakash Rao, Junior
. Lecturer (English), Government Junior College, Choppadandi,
Karimnagar District.
- 3 Government Memo.No.7985/IE-I-1/2011-1, dated 28-05-2011.
. .
- 4 From the C.I.E., A.P., Hyd., Letter Rc.No.Ser-II-A-2/1345/2004,
. dated 05-08-2011.

O R D E R: -

The Commissioner of Intermediate Education, A.P., Hyderabad, in his proceedings 1st read above, has awarded punishment of reduction of pay by four stages in respect of Sri D.Prakash Rao, Junior Lecturer (English) (under suspension), GJC (Boys), Hanamakonda, Warangal District, as on the date of his suspension i.e. 23-03-2005 from Rs.12,550/- to Rs.10,950/- in the scale of pay of Rs.7900 – 15475 as per rule 9 (vii) of the Andhra Pradesh Civil Services (CC&A) Rules, 1991, as he acted in violation of the conduct rules and misused his position as Course Writer of Board of Intermediate Education and his action amounts to breach of trust and also violation of rule 13 & 14 of the A.P.Civil Services [Conduct] Rules, 1964", which charges were held proved.

2. Sri D.Prakash Rao, Junior Lecturer (English), Government Junior College, Choppadandi, Karimnagar District, has preferred an appeal petition before the Government, wherein among other things, had requested the Government to consider his case with academic spirit and to exonerate the inflicted punishment of reduction of pay by four stages as on the date of his suspension i.e. from Rs.12550 to Rs.10950 in the scale of Rs.7900 – 15475 and also requested to regularise his services by treating the period of suspension as 'on duty'.

3. The C.I.E., in his Letter 4th read above, among other things, has stated that the Secretary, Board of Intermediate Education, in his Lr. dt.09-07-2004 has informed that Sri D.Prakash Rao, Jr.Lecturer (English), GJC (B), Hanumakonda, Warangal District, has authored a book titled "Strengthen your English" meant for 2nd year Intermediate students, which was got published by V.G.S Publishers, Vijayawada, priced for Rs.30-00 per copy having declared copy rights with the author and that Sri D.Prakash Rao was one among the course writers for intermediate 2nd year English books and has been actively involved in designing text books in English language for Prose, Poetry and Non-detailed text by the Board of Intermediate Education for 2nd year Intermediate Course and has misled the Board by stating that there is no need for a grammar book for English 2nd year

intermediate students, but instead he has brought out a grammar book for 2nd year students on his own with a profit motive.

4. The C.I.E has further stated that while bringing out the book, Sri D.Prakash Rao not only violated the Conduct Rules but also misused his position as Course Writer by including information such as syllabus, question paper pattern and lesson material and related matters in the said book even before they were communicated by the Board of Intermediate Education. Accordingly, Article of charges were framed against Sri D.Prakash Rao and he has submitted his defence statement on 07-03-2005, denying the said charges. He was placed under suspension on 23-03-2005. The enquiry report submitted by the DVEO, Warangal, revealed that the charges framed against the individual were held proved and the reply submitted by him is not convincing. Therefore, Sri D.Prakash Rao, was awarded a punishment of reduction of his pay by four stages as per Rule 9(vii) of A.P.C.S (CCA) Rules, 1991, by the C.I.E., vide his Proceedings 1st read above, as the charges were held proved. Accordingly, the pay of the individual has been reduced from Rs.12,550 to Rs.10,950/- in the scale of pay of Rs.7,900 – 15,475 and he was re-posted to GJC, Choppadandi, Karimnagar District. The C.I.E., has also stated that as per Rule 35 of the A.P.C.S (CC&A) Rules, 1991, an appeal should be preferred within a period of three months from the date on which a copy of the order appealed against is delivered to the appellant. The incumbent has preferred an appeal after a lapse of nearly five years. Hence, it is a time barred claim.

5. Government, after examination of the appeal petition preferred by the appellant in the reference 2nd read above, hereby order to modify the punishment awarded for reduction of pay by four stages by the C.I.E., in the reference 1st read above in respect of Sri D.Prakash Rao, Junior Lecturer (English), Government Junior College, Choppadandi, Karimnagar District, to that of 'Stoppage of two increments without cumulative effect' duly treating the period of his absence [suspension period] as leave to which he is eligible.

6. The Commissioner of Intermediate Education, A.P., Hyderabad, shall take further action in the matter accordingly.

7. The original case record received in the Letter 4th read above are returned herewith and the receipt of the same may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.D.SAMBASIVA RAO,
PRINCIPAL SECRETARY TO

GOVERNMENT [S.E]

To

The Commissioner of Intermediate Education, A.P., Hyderabad. [w.e.]

[Original case record NF Pages 1-64 and 1-375 CF]

The individual thro' the C.I.E., A.P., Hyderabad.

The Accountant-General, A.P., Hyderabad.

The Director of Treasures and Accounts, A.P., Hyderabad.

Copy to: -

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// FORWARDED :: BY ORDER //

SECTION OFFICER

